

District Judge Daybook Entry

United States District Court - Southern District of West Virginia at Charleston

Date: 8/2/2022

Case Number 2:21-cr-00127

Case Style USA vs. Raymond Dugan

Type of hearing Criminal Jury Trial

Before the Honorable: 2513-Goodwin

Court Reporter Kimberly Kaufman

Courtroom Deputy Robin Clark

Attorney(s) for the Plaintiff or Government

Julie White and Nowles Heinrich

Attorney(s) for the Defendant(s)

David Schles

Law Clerk Maureen Gleason

Probation Officer Kiara Carper

Court Times

Start Time	Stop Time	Court Time Description
8:50 AM	9:00 AM	Court actively conducting trial proceedings/Contested proceedings
9:37 AM	10:47 AM	Court actively conducting trial proceedings/Contested proceedings
11:14 AM	12:07 PM	Court actively conducting trial proceedings/Contested proceedings
1:25 PM	2:51 PM	Court actively conducting trial proceedings/Contested proceedings
3:32 PM	4:32 PM	Court actively conducting trial proceedings/Contested proceedings
5:09 PM	5:16 PM	Court actively conducting trial proceedings/Contested proceedings

Court actively conducting trial proceedings/Contested proceedings 04:46

Courtroom Notes

Scheduled start time 8:30 a.m.

Actual start time 8:50 a.m.

JURY TRIAL Day One

Counsel for parties present

Deft present

Review of proposed preliminary jury instructions

Motion in limine discussed.

End time 9:00 a.m.

Start time 9:37 a.m.

32 jurors are present

Voir Dire oath administered.

Voir Dire

Jury Selection

12 jurors and 1 alternate selected

1 juror not used.

Trial oath administered

Preliminary Jury Instructions

End time 10:47 a.m.

Start time 11:14 a.m.

Opening Statements by Govt

Opening Statements by Deft

Govt Witness 1 Special Agent Michael Fleener

Direct by Govt

Govt Exhibit 1 marked & admitted

Govt Exhibits 2A-2E marked & admitted

Govt Exhibits 2F-2I marked

Govt Exhibit 9 marked & admitted (SEALED)

Govt Exhibit 3,4,5, and 6 marked & admitted (SEALED)

End time 12:07 p.m.

Start time 1:25 p.m.

Cross examination of Govt Witness 1 Special Agent Michael Fleener

Redirect by Govt

Recross by Deft

Govt Witness 2 Corporal Robert Boggs

Direct by Govt

Govt Exhibit 7 marked & admitted

Cross by Deft

Deft Exhibit 1 marked

Redirect by Govt

Govt Exhibit 10 marked & admitted

Govt Exhibit 8 marked & admitted

Govt rests

Motion by Deft for judgment of acquittal

Argument by Deft

Argument by Govt

The motion is Overruled.

End time 2:51 p.m.

Start time 3:32 p.m.

Review of final jury instructions

Objections by the deft to final jury instructions; Overruled.

Deft's Proposed Jury Instructions have been filed as part of the record [ECF No. 57]

Deft rests

Closing arguments by Govt

Closing arguments by Deft

Rebuttal by Govt

Final jury instructions

The alternate juror is dismissed

Jury deliberations begin.

End time 4:32 p.m.

Start time 5:09 p.m.

The jury returns a verdict of guilty

The jury is excused

Sentencing hearing is scheduled for October 27, 2022, at 10:00 a.m.

Deft is remanded to the custody of the US Marshals.

End time 5:16 p.m.